Bill No. X-95-10-03

ANNEXATION ORDINANCE NO. X- 02-95

AN ORDINANCE annexing certain territory commonly known as the Southbridge Voluntary Annexation Area to Fort Wayne and including the same in Councilmanic District No. 5.

WHEREAS, a petition for voluntary annexation has been filed with the Common Council; and,

WHEREAS, said petition has been signed by the owners of more than fifty-one percent of the land and seventy-five percent (75%) of the total assessed value of the territory for property tax purposes; and,

WHEREAS, said land described in petition is located outside of but contiguous to the City of Fort Wayne; and,

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

Part of the Southwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at a point on the North line of the Southwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, 1717.12 feet West of the Northeast corner of the Southwest Quarter of Section 36, Township 30 North, Range 12 East and the place of beginning of this description; thence continuing along same line a distance of 215.00 feet; thence South with a deflection angle to the left of 89 degrees 38 minutes a distance of 400.00 feet; thence East with a deflection angle to the left of 90 degrees 22 minutes a distance of 215.00 feet, which is North of and adjacent to a portion of the "Merak

Annexation" Ordinance No. X-06-86; thence North with a deflection angle to the left of 89 degrees 38 minutes a distance of 400.00 feet to the point of beginning, which is also adjacent to and west of a portion of the "Southtown Mall Extended Annexation" Ordinance No. X-03-79, containing 1.974 acres. Subject to easements and restrictions of record.

The boundaries of said territory are those outlined in the location map designated "Southbridge Voluntary Annexation", two copies of which are on file in the office of the Clerk of the City of Fort Wayne and available for public inspection as required by law.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and storm water drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community and Economic Development. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council by way of a separate Resolution adopted contemporaneously with the passage of this Ordinance.

SECTION 4. That said described territory shall be temporarily assigned to Councilmanic Political Ward No. 5 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended. This assignment is subject to redistricting pursuant to I. C. 36-4-6-3 (g).

SECTION 5. That, after adoption and any and all necessary approval by the Mayor, due legal publication, and the required sixty (60) day remonstrance period, this Ordinance shall be in full force and effect. The above mentioned territory shall become part of the City of Fort Wayne immediately following the sixty day remonstrance period.

Rebecca Lairio
COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY

J. Timothy McCaulay
J. TIMOTHY MCCAULAY, CITY ATTORNEY

Read the first time in full and on motion by Ramie,
seconded by ~~_____~~, and duly adopted, read the second time by
title and referred to the Committee on Regulations (and the
City Plan Commission for ~~recommendation~~) and Public Hearing to be held after
due legal notice, at the Common Council Conference Room 128, City-County
Building, Fort Wayne, Indiana, on _____, the _____ day
of _____, 19____, at _____ o'clock ___ M., E.S.T.

DATED: 10-10-95

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Ramie,
seconded by _____, and duly adopted, placed on its passage.
PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	8			1
RADBURY	✓			
DMONDS				✓
aQUINTA	✓			
ENRY	✓			
ONG	✓			
UNSEY	✓			
AVINE	✓			
CHMIDT	✓			
ALARICO	✓			

DATED: 10-24-95

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) ~~(APPROPRIATION)~~ (GENERAL)
~~SPECIAL~~) ~~(ZONING)~~ ORDINANCE ~~RESOLUTION~~ NO. X-02-95
on the 24th day of October, 19 95

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Don J. Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 25th day of October, 19~~95~~,
at the hour of 11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26th day of October,
19 95, at the hour of 1:00 o'clock P.M., E.S.T.

PAUL HELMKE, MAYOR

BILL NO. X-95-10-03

REPORT OF THE COMMITTEE ON
REGULATIONS
CLETUS R. EDMONDS - REBECCA J. RAVINE - CO-CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) annexing certain territory commonly known as Southbridge Voluntary Annexation Area to Fort Wayne and including the same in Councilmanic District No. 5

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) (RESOLUTION)

DO PASS	DO NOT PASS	ABSTAIN	NO REC
Rebecca Ravine			
Sam Talarico			
Cletus R Edmonds			

DATED: 10-24-95

Sandra E. Kennedy
City Clerk

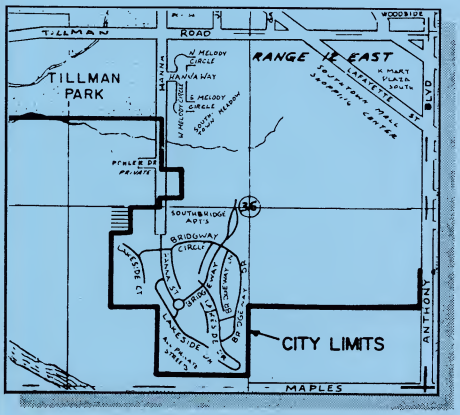
FISCAL PLAN

CITY OF FORT WAYNE
PAUL HELMKE, MAYOR

October 1995

South Bridge Voluntary Annexation

COMMUNITY & ECONOMIC
C&ED
DEVELOPMENT



ADMINISTRATION AND POLICY DIRECTION

Paul Helmke
Mayor
City of Fort Wayne

W. Gregg LaMar
Director
Division of Community and Economic Development

Gary Stair
Director of Planning

Fort Wayne City Plan Commission
Mel Smith, President
Ernest Evans, Vice President
Carol Kettler Sharp, Secretary
Linda Buskirk
Jim Hoch
Thomas Quirk
David Ross
Don Schmidt
Vicky VerPlanck

RESEARCH AND PREPARATION

Pamela Holocher, Senior Planner
Lisa Minnick, Planner II

INTRODUCTION

On October 13, 1995, City Council received a petition from MERAK PARTNERS for the annexation of approximately 2 acres of undeveloped land northwest of the South Bridge apartment complex which is located along Hanna Street in the southern portion of the City. Edward Rose and Sons, Inc., the developer of South Bridge Apartments, plans to purchase the land and expand their complex. A portion of the expansion plans lie just outside the City boundaries. It is their plan to construct part of one new building in the area they have petitioned for annexation. This area would contain approximately 12 residential units.

The South Bridge Voluntary Annexation satisfies the criteria of the Indiana State Statute. This plan describes the area to be annexed and summarizes the financial impact this annexation will have on the City.

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SECTION ONE

BASIC DATA

A. LOCATION

The area proposed for annexation is located south of the City of Fort Wayne and is generally bounded on the south and east by the current City Limits (see Figure 1).

B. SIZE

The South Bridge Voluntary Annexation area contains approximately 2 acres.

C. POPULATION

The South Bridge Voluntary Annexation currently has a population of 0 persons. It has been estimated that approximately 23 persons will reside in this area. This projection is based on block statistics from the 1990 U.S. Census of Population and Housing for an adjacent block which contains the existing South Bridge Apartment complex. The persons per household figure for that block was multiplied by the number of proposed units in the annexation area.

D. LAND USE

Presently, the land is vacant. However, the property owner has plans to construct a multi-family building, part of which is in the annexation area.

E. ZONING

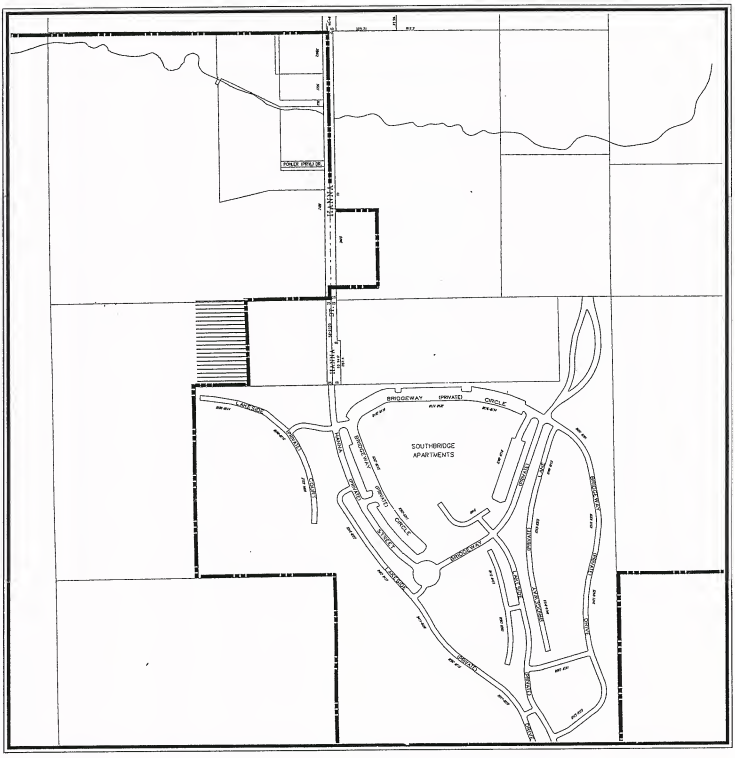
The South Bridge Voluntary Annexation area currently contains one zoning classification, RS1 (Suburban Residential). Upon annexation, this area will be under the jurisdiction of the City Plan Commission and the zoning classification will be R1 (Single Family Residential).

F. ASSESSMENT

$ 330 (currently)
$ 90,000 (estimated after development)

Figure 1

SOUTH BRIDGE ANNEXATION



LOCATION

G. NET TAX RATE: (1994 payable 1995 rates)

Existing: (Wayne PTC)	$ 6.946346
After annexation:	$ 9.318439
Increase:	$ 2.372093 (34.1% increase)

H. COUNCIL DISTRICT

The South Bridge Voluntary Annexation area will be in City Council District 5, subject to any later statutorily-required reapportionment.

SECTION TWO

THE COMPREHENSIVE ANNEXATION PROGRAM

The annexation of the South Bridge area is part of a larger comprehensive annexation program prepared by the Department of Community Development and Planning, which was promulgated in a report in 1975 and which was consequently updated in 1976. The Annexation Policy and Program Study was the culmination of a year and a half of extensive study and is used as a policy guide for the City's annexation program. The report recommends that "all urban land contiguous to the City limits should become part of the City" as should "all non-urban land required to complement the annexation of urban land and provide the ability to control and manage urban growth". Because the South Bridge Voluntary area met this criteria in 1975-76, the report identified it as part of a larger area which was recommended for annexation.

SECTION THREE

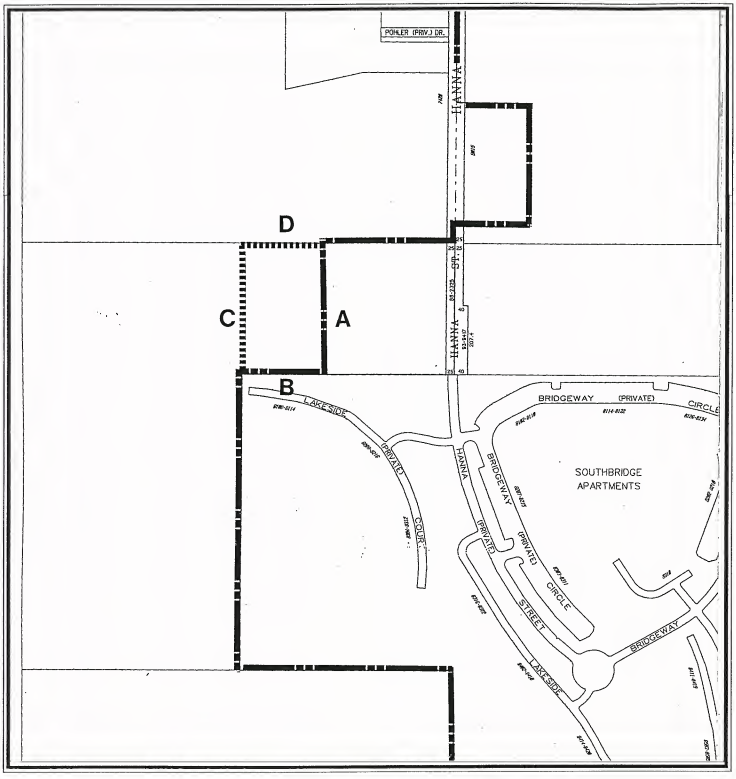
STATE LAW REQUIREMENTS

State law stipulates that if an area is one-eight contiguous to the City, it can be annexed voluntarily if 51 percent of the property owners in the territory sought to be annexed, or owners of 75 percent of the total assessed value of the land petition for an ordinance to annex the area.

The area meets contiguity requirements in that is over one-eighth (12.5%) contiguous to the City of Fort Wayne, being 50 percent contiguous to the City boundaries (see Figure 2). The area also meets the second requirement, in that the entity petitioning for annexation owns the entire annexation area. Therefore, the South Bridge Voluntary Annexation complies with the relevant state law requirements.

Figure 2

SOUTH BRIDGE ANNEXATION



CONTIGUITY

CONTIGUOUS		NON-CONTIGUOUS	
A.	400'	C.	400'
B.	215'	D.	215'
TOTAL	615' (50%)	TOTAL	615' (50%)

SECTION FOUR

MUNICIPAL SERVICES

This section of the Fiscal Plan forecasts the costs and methods of financing services for the South Bridge Voluntary Annexation area. The plan also describes how and when the City plans to extend the services which are non-capital and capital in nature. The following section demonstrates how the City will satisfy the requirements of Indiana State Law in provision of services and financing of same in an equitable manner.

As required by state law, the annexation area will receive planned services of non-capital nature in a manner equivalent in standard and scope to those non-capital services provided to areas within the corporate boundaries that have similar topography, patterns of land use, and population density. In addition, the annexation area will receive services of a capital improvement nature in the same manner as those services are provided to areas within the corporate boundaries that have similar topography, patterns of land use, and population density.

All services both of a non-capital nature and of a capital improvement nature described in subsequent subsections of the Municipal Services Section will be provided to the South Bridge Annexation area in a manner equivalent in standard and scope to those capital and non-capital services provided to other comparable areas within the City.

A. POLICE DEPARTMENT

The services provided by the Fort Wayne Police Department include the prevention of crime, the detection and apprehension of criminal offenders, assistance for those who cannot care for themselves or who are in danger of physical harm, resolution of day-to-day conflicts among family, friends, and neighbors, and the creation and maintenance of a feeling of security in the community. The Police Department is involved in legal work and protection of constitutional rights. Lastly, the Police Department performs traffic control, promotes civil order and provides educational and technical assistance in the area of crime prevention and neighborhood services.

Upon annexation, the South Bridge Voluntary Annexation area will in incorporated into Police District "O". The Police Department keeps tabulations on the amount of personnel and equipment necessary for the City's annexation program, and has determined that additional personnel and equipment are not required for this particular annexation.

The cost to provide protection to the annexation area will be approximately $204 per year. This cost is based on a patrolman's average hourly rate of $21.54 multiplied by an estimated 45 minutes spent per call. This amount is then multiplied by the estimated number of calls (12 per year) for service to this area. This total, which equals $194, is the direct personnel cost. A small non-personnel cost of 5 percent is then added to the above total. This gives the overall cost of

approximately $204 annually to service the annexation area. Funding for police services in the annexation area will come from the Civil City budget of the Police Department which is derived primarily from local property taxes through the General Fund.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 204

B. FIRE PROTECTION

The Fort Wayne Fire Department will be responsible for providing fire protection services to the South Bridge Voluntary Annexation area immediately upon annexation. The services provided include fire protection and suppression, emergency rescue, fire prevention and fire inspection, EMS support response on life hazards, hydrant maintenance, and public education.

It is estimated that there will be approximately one call for service to this area. The average operating cost per run is approximately $1,000. Therefore, the Fire Department will incur costs of approximately $1,000 a year to provide protection to this area.

Primary response for fire protection in the South Bridge Voluntary Annexation area will come from Station # 12 at 5600 South Anthony Boulevard. This station has one class "A" pumper. Secondary response will be provided by Station # 11, Station # 9, or Station # 5. All stations have at least one class "A" pumper.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 1,000

C. EMERGENCY MEDICAL SERVICE (EMS)

At the present time, Three Rivers Ambulance Authority is the provider of ambulance service for the City. Properties in the South Bridge Voluntary Annexation area will receive full advanced life support ambulance service immediately upon annexation.

A number of ambulances are stationed throughout the City 24 hours a day. Upon receiving a request for service from the annexation area, the ambulance closest to the area will be dispatched to the annexation area. For some emergencies, such as heart attacks, the Fort Wayne Fire Department will provide extra assistance. Primary assistance will come from Station # 12 at 5600 South Anthony Boulevard. The Fire Department trains a number of its personnel so that each fire station has an emergency medical technician. Therefore, if needed, fire fighters are able to administer medical treatment before the ambulance arrives.

The method of financing emergency medical services is based on user fees. The charges for ambulance service are shown below:

Table 1

1. $120 plus $5 per loaded mile for non-emergency transfers scheduled 24 hours in advance.
2. $170 plus $5 per loaded mile for non-scheduled non-emergency transfers
3. $380 plus $7.50 for emergencies for all City and non-City residents plus a $30 fee for emergency response.

This method of financing permits service to be extended to the annexation area with its existing budget. No additional manpower or equipment will be needed to service the annexation area.

ESTIMATED ANNUAL COST: $ 0

D. SOLID WASTE DISPOSAL

The Solid Waste Department oversees the collection of garbage, yard waste, and non-freon white goods, and the curbside recycling program. These services are provided by the City through a contract with National Serv-all, Browning-Ferris Industries, and Appliance Recycling Centers of America, Inc. (ARCA). Currently, this service is paid for through a $6.50 per month user fee per single family household.

In addition, the Solid Waste Department oversees the composting program at 5510 Lake Avenue. Residents of the annexation area will be able to take up to 1/2 ton of yard waste to the composting site at no charge. The City also contracts with Appliance Recycling Centers of America, Inc. (ARCA) to pick up illegally dumped freon appliances. Residents will be able to contact ARCA for collection and recycling of their freon appliances for $35.00 per appliance.

The City of Fort Wayne will not provide garbage, curbside recycling, or yard waste collection services to this area since it will be developed with a multi-family building containing more than five units. Any building with five or more residential units must contract with a private hauler.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

E. TRAFFIC CONTROL

Some of the services that are provided by the Traffic Engineering department include surveys and investigations of traffic conditions and problems, as well as the installation and maintenance of traffic control devices such as stop lights, control signs, and fire alarm systems. However, because there are currently no public right-of ways within the area, the City's Traffic Engineering Department will have no responsibility for traffic control.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

F. STREETS AND ROADS

The incorporation of the South Bridge Voluntary Annexation area will not add any streets to the City's street system. However, the Street Engineering Department will provide engineering services relative to transportation needs.

The Fort Wayne Street Department is responsible for the general maintenance of all legal streets and street right-of-ways, if any, within the annexation area immediately after the annexation. General maintenance includes snow and ice removal, street sweeping, minor ditch maintenance right-of-way mowing, leaf pick-up, guard rail repair, and surface maintenance. The provision of services to this area will not require any additional equipment or personnel.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

G. PARKS AND RECREATION

Residents of the proposed annexation area will have access to city park facilities such as swimming pools, baseball diamonds, picnic facilities, golf courses, indoor and outdoor skating facilities, etc. Other recreational activities including day camp, athletic leagues, youth sports, senior citizen activities, special events, cultural arts, and instructional programs are currently available to all City residents. Most of these services are offered on a fee for service basis, with non-residents paying a higher fee. Once annexed, the residents of the South Bridge area would pay the resident fee.

Due to the proximity of Tillman Park, there is no need for additional services and amenities for the South Bridge Voluntary Annexation area at this time. Tillman Park, a 70 acre park, has lighted athletic fields and courts, playground equipment, access to the St. Mary's River for

fishing, and restroom facilities. In addition, residents will have access to the Rivergreenway, a 12.5 mile paved biking, walking, and jogging path which begins at Tillman Park.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

H. WATER

The Fort Wayne Water Utility is presently serving the South Bridge Apartment complex. The existing complex is currently "master metered". Therefore, for any internal extension of water lines, the property owners would not be required to petition for such service. However, if the plans for extension fall outside of the original apartment complex development plan, then the property owners must petition to the Board of Public Works for such services.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

I. FIRE HYDRANTS

Currently, there are no City fire hydrants within the proposed annexation area. The existing apartment complex is "master metered" and considered private. Therefore, no billing for hydrants would be initiated from this annexation, and there will be no cost to the City to maintain these hydrants.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

J. SANITARY SEWERS

Presently, the Fort Wayne Department of Water Pollution Control (WPC) provides sanitary sewers to those areas surrounding the annexation area. Upon completion of St. Mary's relief and annexation, the department can provide sanitary sewer services to the proposed area. However, property owners will first have to petition to the Board of Public Works. Property owners will also have to pay for such a service either on a cash basis or through the Barrett Bonding process.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

K. STORM SEWERS

Upon annexation, maintenance and operation services will be provided to those components of the area's storm drainage system, if any, that become part of the municipal system. This would include public storm sewers meeting City of Fort Wayne construction standards, and ditches that have been petitioned for and accepted by the Board of Stormwater Management for maintenance by the Utility. At this time, all storm sewers internal to South Bridge Apartments are private. Any storm sewer in the annexation area would be an extension of this private system.

Currently, the existing South Bridge Apartment Complex is assessed a monthly fee of approximately $709 based on 394 ERUs (equivalent residential units) of hard surface. However, they also receive a credit of $581 for directly discharging their stormwater across City limits. They will be assessed an additional $1.80 for every 2,500 square feet of hard surface added by the annexation area. Their stormwater credit can also increase if the runoff from the new hard surface also drains across City limits.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

L. STREET LIGHTING

It is the goal of the City of Fort Wayne Street Lighting Department to light every unlit intersection within the City limits to reduce night accidents, facilitate traffic flow, aid police protection, and inspire community spirit and growth. However, all streets within the proposed annexation area would be considered private. Therefore, the City will not be purchasing or installing intersection lighting within the South Bridge Voluntary Annexation area.

CAPITAL COSTS: $ 0
ESTIMATED ANNUAL COST: $ 0

M. ANIMAL CONTROL

The Fort Wayne Department of Animal Control will provide various services to the South Bridge Voluntary Annexation area immediately upon the effective date of annexation. The services this department will provide include, but are not limited to, the sheltering of stray animals, response to animal complaints and emergencies, 24-hour service (seven days a week including holidays), canvassing for unconfined strays, trap rental, pet adoption, and a humane education program.

It was determined by the Animal Control Department that due to the size of the area, the projected operating cost per year will be negligible. The number of existing field and animal care staff are

capable of handling the additional work load presented by this area. Therefore, no additional officers will be required.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

N. ADMINISTRATIVE SERVICES

All administrative functions of the City will be available to the South Bridge Voluntary Annexation area immediately upon the date of annexation. These services include, but are not limited to, the Law Department, the City Plan Commission, the Mayor's Office, the Board of Works, the Metropolitan Human Relations Department, the City Clerk's Office, the Citizen's Advocate Office, etc. General administration includes all of the regulatory and program functions of the various City departments. When the area is annexed, City departments will be notified and will expand their jurisdictional areas accordingly.

CAPITAL COST: $ 0
ESTIMATED ANNUAL COST: $ 0

SECTION FIVE

PLAN FOR HIRING GOVERNMENTAL EMPLOYEES DISPLACED BY ANNEXATION

It is not anticipated that due to the annexation of the South Bridge Voluntary area, any governmental employees will be eliminated from other governmental agencies. However, if any governmental employee is displaced as a result of this annexation and makes application with the City of Fort Wayne for employment within thirty days after displacement, such employee will be treated as if the employee were a City employee on "lay-off" status for purposes of hiring for any vacant position similar to the government position from which the individual was displaced.

SECTION SIX

FINANCIAL SUMMARY AND RECOMMENDATION

The purpose of this section is to project the revenues and expenditures from the proposed South Bridge Voluntary Annexation. This section also provides a five-year summary of the expenditures compared with the revenues.

A. REVENUES

Property taxes are the main source of revenue to be received from the South Bridge Voluntary Annexation area. Property taxes are computed from the gross amount of assessed valuation in the area and can be obtained from the Office of the Wayne Township Assessor. The formula for computing tax revenue is shown in the following table:

Table 2

TAX REVENUE FORMULA

$$\frac{V}{100} \quad (T) = TR$$

WHERE: V = Assessed Valuation
T = City Tax Rate
TR = Tax Return

The total assessed valuation of the South Bridge Voluntary Annexation area is currently $330. However, once the South Bridge Apartment expansions plans are completed, it is estimated that the assessed valuation will be approximately $90,000. For property taxes, the current assessed value of $330 was utilized to calculate 1996 taxes and $90,000 was utilized for taxes generated in 1997. This assumes that construction on the apartment building will not take place until the spring of 1996, with completion scheduled for the fall of 1996. Property tax for 1995 can then be determined by applying the City tax rate (3.2962) to this figure giving a total property tax revenue of $10.88. Table 3 details the components of this tax rate. Using a 4.0 percent rate of inflation, the property tax revenue for 1997, the first year that taxes would be due in the South Bridge Voluntary Annexation area, would be $11.31. Although this amount is negligible, this annexation is expected to generate more revenue once the property is developed. A portion of this revenue would be supplied from the State Property Tax Relief Fund.

This annexation will not enable the City to receive additional money from the Motor Vehicle Highway (MVH) and from the Local Roads and Streets (LR&S) Funds since all streets within the South Bridge Voluntary Annexation will be privately owned.

Table 3

TAXING DISTRICT RATE

Corporation General	$1.4916
Corporation Debt Service	.1976
Firemen Pension	.1638
Policemen Pension	.1819
Sanitary Officers Pension	.0135
Fire	.8713
Park General	.3602
Redevelopment General	.0158
Community Service	.0005
	$3.2962

In addition to property taxes, the City receives revenues from the Community Development Block Grant, the Cigarette Tax, the County Option Income Tax (COIT), the County Economic Development Income Tax (CEDIT), and the Alcoholic Beverage Tax. Some of these grants and funds are based in part on the City's population. Since population is only one element of a very complex distribution formula, the direct contribution of the South Bridge Voluntary Annexation cannot be calculated. Still, most of these funds will increase with city population increases.

B. EXPENDITURES

Expenditures which were reported in the section on Municipal Services are summarized in Table 4. Capital costs are one time expenditures, while operating costs are continuing expenses. Since the needs of the annexation area must be treated equally with the needs of other similar areas in Fort Wayne, capital improvement projects , such as construction of streets, curbs, and sidewalks, must follow routine city procedures which often require petitioning.

Because this annexation area is currently vacant, operating costs will be pro-rated for the first year to more accurately reflect true expenditures. Because the annexation area will remain vacant until the spring, operating costs will be calculated for only the second half of the year.

On the following page, Table 4 details the costs that will be incurred by each department upon the annexation of the South Bridge Area.

Table 4

EXPENDITURES

DEPARTMENTS	CAPITAL COSTS	OPERATING COSTS
Police Department	0	204
Fire Department	0	1,000
EMS	0	0
Solid Waste Disposal	0	0
Traffic Control	0	0
Streets	0	0
Parks	0	0
Water	0	0
Fire Hydrants	0	0
Sanitary Sewer	0	0
Storm Sewer	0	0
Street Lighting	0	0
Animal Control	0	0
Administrative Functions	0	0
TOTALS	$ 0	$ 1,204

C. FIVE YEAR SUMMARY

The Five Year Summary shows the projected expenditures compared with the tax revenues expected in the South Bridge Voluntary Annexation area for the first five years after it is incorporated into the City of Fort Wayne.

The summary automatically includes for each of the five years a 4 percent inflation factor for capital expenditures and operating costs, and a 4 percent increase factor for City revenues.

Property tax revenue from the annexation area will not be collected until 1997. Assuming the area is annexed in December of 1995, assessment will occur in March of 1996, with revenues being collected in 1997. Since revenues are not collected for one year after the effective date of annexation, the City will experience a loss of $626 in 1996. On the following page, Table 5 details the revenues minus the expenses for the South Bridge area for a 5 year period.

Table 5

REVENUES MINUS EXPENSES

YEAR	EXPENDITURES	PROPERTY TAX REVENUE	MVH & LR&S	BALANCE
1996	$ 626	$ 0	$ 0	$ -626
1997	$ 1,302	$ 11	$ 0	$ -1,291
1998	$ 1,354	$ 3,209	$ 0	$ 1,855
1999	$ 1,408	$ 3,337	$ 0	$ 1,929
2000	$ 1,464	$ 3,470	$ 0	$ 2,006
	$ 6,154	$ 10,027	$ 0	$ 3,873

D. RECOMMENDATIONS

This Fiscal Plan, which meets the state law requirements that a fiscal plan be prepared, shows that the South Bridge Voluntary Annexation is in accordance with the applicable state statutes. Therefore, it is recommended that after the passage of the annexation ordinance and its approval by the Mayor, this area should be annexed by the City of Fort Wayne immediately after the sixty day remonstrance period.

South Bridge Voluntary Legal Description

Part of the Southwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at a point on the North line of the Southwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, 1717.12 feet West of the Northeast corner of the Southwest Quarter of Section 36, Township 30 North, Range 12 East and the place of beginning of this description; thence continuing along same line a distance of 215.00 feet; thence South with a deflection angle to the left of 89 degrees 38 minutes a distance of 400.00 feet; thence East with a deflection angle to the left of 90 degrees 22 minutes a distance of 215.00 feet, which is North of and adjacent to a portion of the "Merak Annexation" Ordinance No. X-06-86; thence North with a deflection angle to the left of 89 degrees 38 minutes a distance of 400.00 feet to the point of beginning, which is also adjacent to and west of a portion of the "Southtown Mall Extended Annexation" Ordinance No. X-03-79, containing 1.974 acres. Subject to easements and restrictions of record.

COMMUNITY & ECONOMIC DEVELOPMENT

MEMORANDUM

To: **Nadka Eshcoff**

From: **Lisa Minnick**

Subject: **Southbridge Voluntary Annexation, Ordinance X-02-95**

Date: **January 8, 1996**

Per I.C. 36-4-3-22, please note that the Southbridge Voluntary Annexation was approved by the Common Council of Fort Wayne on *October 24, 1995.* The annexation was duly published on October 31, 1995 and November 7, 1995. **Please note that this annexation became effective on January 7, 1996.**

If you have any questions concerning this annexation, please contact me at 427-2141. Thank you!

96-1855

Bill No. X-95-10-03

ANNEXATION ORDINANCE NO. X- 02-95

AN ORDINANCE annexing certain territory commonly known as the Southbridge Voluntary Annexation Area to Fort Wayne and including the same in Councilmanic District No. 5.

Original Ordinance
ALLEN COUNTY AUDITOR

96 JAN 10 PM 4:03

WHEREAS, a petition for voluntary annexation has been filed with the Common Council; and,

WHEREAS, said petition has been signed by the owners of more than fifty-one percent of the land and seventy-five percent (75%) of the total assessed value of the territory for property tax purposes; and,

WHEREAS, said land described in petition is located outside of but contiguous to the City of Fort Wayne; and,

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

Part of the Southwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at a point on the North line of the Southwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, 1717.12 feet West of the Northeast corner of the Southwest Quarter of Section 36, Township 30 North, Range 12 East and the place of beginning of this description; thence continuing along same line a distance of 215.00 feet; thence South with a deflection angle to the left of 89 degrees 38 minutes a distance of 400.00 feet; thence East with a deflection angle to the left of 90 degrees 22 minutes a distance of 215.00 feet, which is North of and adjacent to a portion of the "Merak

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The boundaries of said territory are those outlined in the location map designated "Southbridge Voluntary Annexation", two copies of which are on file in the office of the Clerk of the City of Fort Wayne and available for public inspection as required by law.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and storm water drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community and Economic Development. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council by way of a separate Resolution adopted contemporaneously with the passage of this Ordinance.

SECTION 4. That said described territory shall be temporarily assigned to Councilmanic Political Ward No. 5 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended. This assignment is subject to redistricting pursuant to I. C. 36-4-6-3 (g).

SECTION 5. That, after adoption and any and all necessary approval by the Mayor, due legal publication, and the required sixty (60) day remonstrance period, this Ordinance shall be in full force and effect. The above mentioned territory shall become part of the City of Fort Wayne immediately following the sixty day remonstrance period.

COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY

J. TIMOTHY MCCAULAY, CITY ATTORNEY

Attest:
The above and foregoing is a true and perfect copy of Bill No. X-95-10-03 Consolidated Ordinance No. X-02-4 as the same appears and remains on record in my office.
Witness my hand and seal this 9th day of January 1996

Sandra E. Kennedy
CLERK

BEFORE THE COMMON COUNCIL OF THE CITY OF FORT WAYNE

IN RE: THE VOLUNTARY ANNEXATION OF THE SOUTHBRIDGE VOLUNTARY ANNEXATION AREA

Come now the undersigned and petition the Common Council of the City of Fort Wayne, pursuant to I.C. 36-4-3-5 for the voluntary annexation of the territory described in Exhibit "A" attached hereto. In support of said petition, the undersigned represent:

1) That said land is contiguous to the City of Fort Wayne.
2) That the undersigned represent one hundred percent (100%) of the owners of land in the territory sought to be annexed.
3) That the undersigned represent the owners of one hundred percent (100%) of the total assessed value of the land for tax purposes.
4) The undersigned request that the Common Council adopt an ordinance annexing the area described in Exhibit "A" with the annexation to be effective immediately following the sixty day remonstrance period.

Respectfully submitted:

MERAK PARTNERS,
an Indiana Partnership

Date: Oct. 13, 1995

By: Maclyn T. Parker

Maclyn T. Parker, Partner

EXHIBIT "A"

Part of the Southwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at a point on the North line of the Southwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, 1717.12 feet West of the Northeast corner of the Southwest Quarter of Section 36, Township 30 North, Range 12 East and the place of beginning of this description; thence continuing along same line a distance of 215.00 feet; thence South with a deflection angle to the left of 89 degrees 38 minutes a distance of 400.00 feet; thence East with a deflection angle to the left of 90 degrees 22 minutes a distance of 215.00 feet, which is North of and adjacent to a portion of the "Merak Annexation" Ordinance No. X-06-86; thence North with a deflection angle to the left of 89 degrees 38 minutes a distance of 400.00 feet to the point of beginning, which is also adjacent to and west of a portion of the "Southtown Mall Extended Annexation" Ordinance No. X-03-79, containing 1.974 acres. Subject to easements and restrictions of record.

COMMUNITY & ECONOMIC DEVELOPMENT

MEMORANDUM

To: City Council

From: Pam Holocher

Date: October 16, 1995

Subject: South Bridge Voluntary Annexation

Attached are the fiscal plan and petition for voluntary annexation from MERAK PARTNERS. A member of the Long Range Planning staff will be on hand at the council meeting on Tuesday evening to discuss the plan and answer any questions you may have regarding this annexation. Please feel free to call me at 427-1140 if you have any prior concerns.

COMMUNITY & ECONOMIC DEVELOPMENT

MEMORANDUM

To: City Council

From: Pam Holocher

Date: October 6, 1995

Subject: Southbridge Voluntary Annexation X-95-10-03

Attached is the Ordinance and Resolution for the Southbridge Voluntary Annexation. A petition for voluntary annexation will be submitted by the property owners along with the fiscal plan prior to the Council discussion date.

The area proposed for annexation is approximately 2 acres in size. It is currently undeveloped. However, the developer of the existing Southbridge Apartment complex wishes to build part of an additional unit within the area proposed for annexation.

The annexation is proposed to become effective immediately after the sixty day remonstrance period.

A member of the Long Range Planning staff will be present during the Council discussion on October 17th to address any questions you may have

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

October 27, 1995

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the dates of October 31 and November 7, 1995, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. X-95-10-03
Annexation Ordinance No. X-02-95
Annexation Southbridge

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 24th day of October, 19 95, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-95-10-03 Annexation Ordinance No. X-02-95 to-wit:

Bill No. X-95-10-03

ANNEXATION ORDINANCE NO. X-02-95

AN ORDINANCE annexing certain territory commonly known as the Southbridge Voluntary Annexation Area to Fort Wayne and including the same in Councilmanic District No. 5.

WHEREAS, a petition for voluntary annexation has been filed with the Common Council; and,

WHEREAS, said petition has been signed by the owners of more than fifty-one percent of the land and seventy-five percent (75%) of the total assessed value of the territory for property tax purposes; and,

WHEREAS, said land described in petition is located outside of but contiguous to the City of Fort Wayne; and,

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

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The boundaries of said territory are those outlined in the location map designated "Southbridge Voluntary Annexation", two copies of which are on file in the office of the Clerk of the City of Fort Wayne and available for public inspection as required by law.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and storm water drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community and Economic Development. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council by way of a separate Resolution adopted contemporaneously with the passage of this Ordinance.

SECTION 4. That said described territory shall be temporarily assigned to Councilmanic Political Ward No. 5 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended. This assignment is subject to redistricting pursuant to I. C. 36-4-6-3 (g).

SECTION 5. That, after adoption and any and all necessary approval by the Mayor, due legal publication, and the required sixty (60) day remonstrance period, this Ordinance shall be in full force and effect. The above mentioned territory shall become part of the City of Fort Wayne immediately following the sixty day remonstrance period.

COUNCILMEMBER

Rebecca J. Ravine

Read the third time in full and on motion by Ravine, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Eight
Bradbury, GiaQuinta, Henry, Long, Lunsey, Ravine, Schmidt, Talarico
NAYS: None
ABSTAINED: None
ABSENT: One
Edmonds

DATED: 10-24-95

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-02-95 on the 24th day of October, 1995

ATTEST:

SEAL

Sandra E. Kennedy
City Clerk

Don J. Schmidt
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of October, 1995, at the hour of 11:00 o'clock A.M.,E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 26th day of October, 1995, at the hour of 1:00 o'clock P.M.,E.S.T.

Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-02-95, passed by the Common Council on the 24th day of October, 19 95, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of October, 19 95, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of October, 19 95.

SEAL

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Form Prescribed by State Board of Accounts

General Form No. 99P (Revised 1987)

FW COMMON COUNCIL
(Governmental Unit)

To: The News-Sentinel
P.O. Box 100
Fort Wayne, IN

Dr.

ALLEN County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set) -- number of equivalent lines	
Head -- number of lines	
Body -- number of lines	
Tail -- number of lines	
Total number of lines in notice	

COMPUTATION OF CHARGES

82 lines, 2 columns wide equals 164 equivalent lines at .495 cents per line	$ 81.18
Additional charge for notices containing rule or tabular work (50 percent of above amount)	
Charge for extra proofs of publication ($1.00 for each proof in excess of two)	1.00
TOTAL AMOUNT OF CLAIM	$ 82.18

DATA FOR COMPUTING COST

Width of single column 12.5 ems

LEGAL NOTICE

Notice is hereby given that on the 24th day of October, 1995, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-95-10-03 Annexation Ordinance No. X-02-95 to-wit:

Bill NO. X-95-10-03
ANNEXATION ORDINANCE NO. X-02-95
AN ORDINANCE annexing certain territory commonly known as the Southbridge Voluntary Annexation Area to Fort Wayne and including the same in Councilmanic District NO. 5.

WHEREAS, a petition for voluntary annexation has been filed with the Common Council; and,

WHEREAS, said petition has been signed by the owners of more then fifty-one percent of the land and seventy-five percent (75%) of the total assessed value of the territory for property tax purposes; and,

WHEREAS, said land described in petition is located outside of but contiguous to the City of Fort Wayne; and,

WHEREAS, the City of Fort wayne is desirous of ennexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort wayne, Indiana, to-wit:
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Beginning at a point on the North line of the Southwest Quartar of Section 36, Township 30 North, Range 12 East, Allen County, Indiana, 1717.12 feet west of the Northeast corner of the Southwest Quarter of Section 36, Township 30 North, Range 12 East and the place of beginning of this description; thence continuing along sama lina a distance of 215.00 feet; thence South with a deflection angla to the left of 89 degrees 38 minutes a distance of 400.00 feet; thance East with a deflection engla to the left of 90 degraas 22 minutes a distence of 215.00 feet, which is North of and adjacent to e portion of the "Merak

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The boundaries of said territory ara those outlinad in the location map designated "Southbridge Voluntary Annaxation", two copies of which ara on file in tha office of the Clark of the City of Fort wayne and availabla for public inspection as required by law.

SECTION 2. That the City of Fort wayna will furnish the above described territory within a period of one (1) yaar from the effective data of annaxation, planned services of a non-capitel natura, including police prosaction, fire protection, and straet and road maintenanca, in a manner which is equivalent in standard and scopa to those non-capital services provided to araas within the City of Fort wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort wayne will also provida services of a capital improvement nature, including straet construction, street lighting, sewer facilities, water facilities and storm water drainage facilities to the annaxad territory within three (3) years of the effactiva data of annaxation, in the same manner as such sarvicas are provided to araas alraady in the City of Fort wayna with similar topography, patterns of land utilization and population density, and in a manner consistant with federal, state and local laws, proceduras and planning criteria.

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SECTION 4. That said described territory shall be temporarily assigned to Councilmanic Political Ward NO. 5 of the City of Fort Weyne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort wayna, Indiana of 1974, as amandad. This assignmant is subject to redistricting pursuant to I. C. 36-4-6-3 (g).

SECTION 5. That, aftar adoption and any and all nacessary approval by the Mayor, dua legal publication, and tha required sixty (60) day ramonstranca period, this Ordinence shall be in full forca and effact. The abova mantioned territory shall bacoma part of the City of Fort Wayne immediately following tha sixty day remonstranca period.

Rebecca J. Ravine
COUNCILMEMBER

Raad tha third time in full and on motion by Ravine, and duly adopted, placad on its passage. PASSED by the following vote:
AYES: Eight
Bradbury, GiaQuinta, Henry, Long, Lunsey, Ravine, Schmidt, Talarico
NAYS: None
ABSTAINED: None
ABSENT: One
Edmonds
DATED: 10-24-95

Sandra E. Kennedy
City Clark

Pessad and adopted by the Common Council of tha City of Fort Weyna, Indiana, as Annexation Ordinance No. X-02-95 on the 24th day of October, 1995
ATTEST:
Sandra E. Kennedy
City Clark

Don J. Schmidt
Presiding Officer

Presented by me to tha Mayor of the City of Fort Wayna, Indiana, on the 25th day of October, 1995, at the hour of 11:00 o'clock A.M.,E.S.T.
Sandra E. Kennedy City Clerk

Approved and signed by me this 26th day of October, 1995, at the hour of 1:00 o'clock P.M.,E.S.T.

Paul Helmke Mayor

I, The Clark of the City of Fort Wayna, Indiana do hereby certify that the above and foregoing is a full, trua and complete copy of Annaxation Ordinance No. X-02-95
passed by the Common Council on the 24th dey of October, 1995, and thet said Ordinance wes duly signed and approved by the Meyor on the 26th day of Octobar, 1995, and now rameins on file and on record in my office.
WITNESS my hend, and the official seel of the City of Fort Wayne, Indiana, this, 26th day of October, 1995

SANDRA E. KENNEDY, CITY CLERK

10-31/11-7

#755

953,

that the amount
t no part of the

Clerk

FIDAVIT

notary public in and for said county and state, the

S who, being duly sworn, says that he/

The News-Sentinel newspaper of general

in the English language in the (city) (town) of
l county aforesaid, and that the printed matter
which was duly published in said paper for
tes of publication being as follows:

10-31/11-7-1995

his 7th day of NOV , 19 95 .

Notary Public

RY L. SCHNEIDER
BLIC STATE OF INDIANA
LLEN COUNTY
ISSION EXP JUNE 14,1997

Form Prescribed by State Board of Accounts

General Form No. 99P (Revised 1987)

FW COMMON COUNCIL
(Governmental Unit)

ALLEN County, Indiana

To: The News-Sentinel Dr.
P.O. Box 100
Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set) -- number of equivalent lines _____

Head -- number of lines _____

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Tail -- number of lines _____

Total number of lines in notice _____

COMPUTATION OF CHARGES

82 lines, 2 columns wide equals 164 equivalent lines at .495 cents per line $ 81.18

Additional charge for notices containing rule or tabular work (50 percent of above amount) _____

Charge for extra proofs of publication ($1.00 for each proof in excess of two) 1.00

TOTAL AMOUNT OF CLAIM $ 82.18

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 2
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Julie L Rohyans

Date: NOV 7, 1995 Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L ROHYANS who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time _____, the dates of publication being as follows:

10-31/11-7-1995

Julie

Subscribed and sworn to before me this 7th day of NOV, 1995.

Mary L Schneider
Notary Public

My commission expires: MARY L SCHNEIDER
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14,1997

BEARS:
Finally score win on Monday night
▶ *From Page 15*

Even defensive tackles are fair game. Jim Flanigan embellished his Monday night reputation by catching his second touchdown pass of the season. He can set this 4-yarder alongside the 2-yarder he produced against Green Bay on Sept. 11.

The Bears' other score came on

may have happened on his 4-yard, second-quarter touchdown run when he managed to extend his arm with the ball across the goal line just before he was knocked out of bounds on the sideline.

He was relieved by Craig Erickson twice in the second half but persuaded the coaches to let him back into the game, even though he admitted he was in pain.

"I just got an MRI done and they're going to look it over," he

Form Prescribed by State Board of Accounts

General Form No. 99P (Revised 1987)

FW COMMON COUNCIL
(Governmental Unit)

ALLEN County, Indiana

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN

Dr.

PUBLISHER'S CLAIM

LINE COUNT

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COMPUTATION OF CHARGES

82 lines, 2 columns wide equals 164 equivalent lines at .495 cents per line $ 81.16

Additional charge for notices containing rule or tabular work (50 percent of above amount)

Charge for extra proofs of publication ($1.00 for each proof in excess of two) 1.00

TOTAL AMOUNT OF CLAIM $ 82.16

LEGAL NOTICE

Notice is haraby given that on the 24th day of October, 1995, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-95-10-03 Annexation Ordinance No. X-02-95 to-wit:

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WHEREAS, said land described in petition is located outside of but contiguous to tha City of Fort Weyne; and,

WHEREAS, the City of Fort wayne is desirous of ennexing said territory, therefora,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That tha following described territory be and tha same is haraby annexed to, and made a part of, tha corporation of the City of Fort wayna, Indana, to-wit:
Part of tha Southwast Quarter of Section 38, Township 30 North, Range 12 East, Allan county, Indiana, more particularly described as follows:

Beginning at a point on the North line of the Southwest Quartar of Section, 38, Township 30 North, Range 12 East, Allen County, Indiana, 1717.12 feet west of the Northeast corner of the Southwest Quartar of Section 38, Township 30 North, Ranga 12 East and tha place of beginning of this description; thance continuing along sama lina a distance of 215.00 feet; thance South with a daflection angle to the left of 89 degrees 38 minutes a distance of 400.00 feet; thence East with a deflection engle to the left of 90 degrees 22 minutes a distance of 215.00 feet, which is North of and adjacant to a portion of the "Merak

Annexation" Ordinence No. X-06-86; thence North with a deflection angle to tha left of 89 degrees 38 minutes a distance of 400.00 feet to the point of beginning, which is also adjacant to and west of a portion of the "Southtown Mall Extended Annexation" Ordinance No. X-03-79, containing 1.974 acres. Subject to easements and restrictions of record.

The boundaries of said territory ara those outlined in the location map designated "Southbridge Voluntary Annexation", two copies of which are on file in tha office of the Clerk of the City of Fort wayna and available for public inspection as raquired by law.

SECTION 2. That tha City of Fort wayne will furnish the above described territory within a period of one (1) yaer from tha effective date of annexation, planned services of a non-capital natura, including polica protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scopa to those non-capital services provided to areas within the City of Fort wayna which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort wayne will also provide services of a capital improvamant natura, including street construction, street lighting, sewar facilities, water facilities and storm watar drainage facilities to the annexed territory within three (3) years of the effective data of annexation, in the sama manner as such services are provided to areas sireedy in tha City of Fort wayna with similer topography, patterns of land utilization and population density, and in a mannar consistant with federal, state and local laws, procedures and planning critaria.

SECTION 3. That governmental and proprietery services will be provided to the above described territory in a manner consistant with the written Fiscal Plen for the territory developed by the Division of community and Economic Development. Said Plan was examinad by the Common Council of the City of Fort Wayne and is approved and adopted by the common Council by way of a separate Resolution adopted contemporaneously with the passaga of this Ordinance.

SECTION 4. That said described territory shall be tamporerily assigned to Councilmanic Political Ward NO. 5 of the City of Fort Wayna, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort wayna, Indiana of 1974, as amended. This assignment is subject to redistricting pursuant to 1. C. 36-4-6-3 (g).

SECTION 5. That, after adoption and any and all necessary approval by the Mayor, due legal publication, and tha required sixty (60) day remonstrance period, this Ordinence shall be in full force and effect. The above mentioned territory shall become part of the City of Fort Wayna immediately following the sixty day remonstrence period.

Rabecca J. Ravina
COUNCILMEMBER

Read the third time in full and on motion by Ravina, and duly adopted, placed on its passage. PASSED by the following vote:
AYES: Eight
Bradbury, GiaQuinta, Henry, Long, Lunsey, Ravina, Schmidt, Talerico
NAYS: None
ABSTAINED: None
ABSENT: One
Edmonds
DATED: 10-24-95

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinence No. X-02-95 on the 24th dey of October, 1995
ATTEST:
Sandra E. Kennedy
City Clerk

Don J. Schmidt
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayna, Indiana, on the 25th day of October, 1995, at tha hour of 11:00 o'clock A.M.,E.S.T.
Sandra E. Kennedy City Clerk
Approved and signed by me this 26th day of October, 1995, at the hour of 1:00 o'clock P.M.,E.S.T.

Paul Helmke Mayor

I, Tha Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-02-95
passed by the Common Council on the 24th dey of October, 1995, and that said Ordinance was duly signed and approved by the Mayor on the 26th dey of October, 1995, and now ramains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayna, Indiana, this, 26th day of October, 1995.

SANDRA E. KENNEDY, CITY CLERK

10–31/11–7 #7761

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Clerk

FFIDAVIT

a notary public in and for said county and state, the
INS who, being duly sworn, says that he/
The Journal-Gazette newspaper of general
ed in the English language in the (city) (town) of
nd county aforesaid, and that the printed matter
y, which was duly published in said paper for
dates of publication being as follows:

10-31-11-7-1995

e this 1st day of NOV, 19 95.

Notary Public

MARY L SCHNEIDER
Y PUBLIC STATE OF INDIANA
ALLEN COUNTY
MMISSION EXP JUNE 14,1997

Form Prescribed by State Board of Accounts

General Form No. 99P (Revised 1987)

FW COMMON COUNCIL
(Governmental Unit)

ALLEN County, Indiana

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN

Dr.

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set) -- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

82 lines, 2 columns wide equals 164 equivalent lines at .495 cents per line $ 81.18

Additional charge for notices containing rule or tabular work (50 percent of above amount)

Charge for extra proofs of publication ($1.00 for each proof in excess of two) 1.00

TOTAL AMOUNT OF CLAIM $ 82.18

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 2
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Julie L Rohyans

Date: NOV 7, 19 95 Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L ROHYANS who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time , the dates of publication being as follows:

10-31-95; 11-7-1995

Subscribed and sworn to before me this 7th day of NOV, 19 95.

Mary L Schneider
Notary Public

My commission expires: NOTARY PUBLIC STATE OF INDIANA ALLEN COUNTY MY COMMISSION EXP JUNE 14,1997

MARY L SCHNEIDER